

**Rock & Stone, LLC**

P.O. Box 1947  
Park City, Utah 84060  
435-640-3750  
Fax 435-649-9720

September 6, 2007

Mr. Mike Hyde  
Duchesne County Development Administrator  
734 N. Center Street  
P.O. Box 317  
Duchesne, Ut. 84021

RE: Response to your letter dated September 4<sup>th</sup> and our meeting September 6<sup>th</sup> of  
Purported Non-compliance of Conditional Use Permit issued April 3, 2002  
Strawberry River Quarry, Section 16, Township 4 South, Range 7 West,  
Duchesne County, Utah.

Dear Mr. Hyde,

On February 15, 2002, Shannon Peatross and Travis Clayburn members of Rock-it Stone Works, LLC applied to Duchesne County for a Conditional Use Permit to quarry rock on a site leased from JJNP Company, Robert J. Pinder, General Partner, in Section 16, Township 4 South, Range 7 West, Duchesne County, Utah. The Conditional Use Permit was granted April 3, 2002, subect to four conditions, 1. Maintain a clean work site, 2. Comply with and acquire all permits required on a State level, 3. Notify all residents within one mile of the site when blasting, 4. Use Strawberry River Road to haul out materials.

In the commission meeting Shannon and Travis indicated they intended to operate under a 5 acre small mining operation as defined by the Utah Division of Oil, Gas and Mining. At the request of the Lessor JJNP, on April 22, 2002 they hired Jerry Allred to Survey the site where they intended to start quarrying. This Survey was never intended to define the boundary of the mine, but only to be used as a point of beginning.

In 2004 Rock-it Stone Works, LLC updated the description of the mine as required

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by condition 2. of the Conditional Use Permit, this description was approved by by the Division of Oil, Gas and Mining, and as indicated on the DOGM map we are still in compliance with the 5 acre small mine description.

The map for Mine #S0130008 based on the August 7, 2007 inspection was created from a handheld GPS, although I believe it is fairly accurate there are some discrepancies. We have under contract all the property surrounding the site except to the west which is owned by Alrick Myrin with whom I have met and resolved any possible encroachment.

As an update, we changed the name of Rock-it Stone Works, LLC to Rock & Stone, LLC in March of 2007. A Reclamation Bond has been posted with the Utah Division of Oil, Gas and Mining for site reclamation.

We understand that you received some erroneous information and false accusations from our neighbors ½ mile to our East that prompted your investigation and letter. We sincerely hope that the facts outline in this letter will resolve any issues contained in your letter. We intend to continue our operation in total compliance with the four conditions enclosed in the Conditional Use Permit granted April 3, 2002.

From this date forward we will copy to you any Division of Oil, Gas and Mining amendments of our mine site.

If you have any questions, please give me a call 435-640-3750. We look forward to your response at your earliest convenience.

Sincerely,



Cliff Read, Manager  
Rock & Stone, LLC

cc: Paul Baker, Division of Oil, Gas and Mining, P.O. Box 145801, Salt Lake City, Ut.84114  
Robert J. Pinder, JJNP Company, P.O. Box 1329, Park City, Ut. 84060-1329